

A MEETING OF THE BOARD OF COMMISSIONERS OF  
THE CITY OF SODDY-DAISY, TENNESSEE, WAS HELD  
ON THURSDAY, OCTOBER 15, 2009 AT 7:00 P.M.

MEMBERS PRESENT:

MAYOR SHIPLEY

VICE-MAYOR PRIVETT

COMMISSIONER ADAMS

COMMISSIONER HARMON

COMMISSIONER SKILES

CITY MANAGER STULCE

CITY ATTORNEY ELLIOTT

CITY RECORDER BURRIS

The minutes of the meeting held October 1, 2009 were approved as presented.

Old business: None.

Vice-Mayor Privett made a motion to defer the New Business to the end of the agenda. The motion was seconded by Commissioner Skiles and the ayes were unanimous.

Citizens Participation:

Robert Fisher with Remax Realty came before the Board on behalf of Tom Pennell. Mr. Pennell owns 27 acres on Dayton Pike across from Veterans Park. He asked that the City consider purchase of the property which is currently zoned C-3 for an industrial park. He gave the price at \$83,000 per acre. He added that the owner is working with the City to get sewer service to the property. Mayor Shipley questioned the usable acres, noting that some of the property is in the wetlands. Mr. Fisher stated that there was 12 acres out of the floodway that has been filled and another 17 acres that can be filled further for partial use. Commissioner Adams questioned the per acre amount. Mr. Fisher said the front 12 acres were priced at \$83,000 per acre and the rear acreage that is unfilled would be \$20,000 per acre or \$960,000 for the front and \$360,000 for the back which would be a total cost of \$1,320,000. Mayor Shipley said the Board will review this information and get back to him.

Mayor Shipley stated that there were residents present from the Plantation Subdivision. He told them that the City has not received the information from the engineer on the hydrology study. City Manager Stulce said a meeting is scheduled for October 21<sup>st</sup> at 1:00 p.m. with David Matthews Surveying for a full report. This meeting will be held for City officials, City Attorney Elliott and the engineering firm and said this will not be a public meeting. City Attorney Elliott said this meeting was at his request in anticipation of a possible lawsuit.

City Manager Stulce reported on the sewer project for Bell Street saying that the WWTa will do the engineering and design on this project. Therefore, the design will have to go to a third party to be approved. This review is expected within seven to ten days. He reported that the WWTa had approved the sewer plans for the Lake Carolyn extension. He noted that Copp Engineering did the design work with advertisement of bid to run Wednesday, October 21<sup>st</sup>. He noted that there was an alternate bid to extend service to Springfield Road.

City Manager Stulce said the sewer installation by Pilot Oil Company is completed. However when the test of the line was performed, it failed in several places. Plans are to cut out some areas and repaired. After completion, the road will be concreted and repaved.

City Manager Stulce stated at the last meeting the Commission discussed the paving of certain streets and Daisy Dallas Road was mentioned. He said as a result of this discussion he asked Recorder Burris to prepare information as to the City's indebtedness and possibilities of funding the paving project. This information was distributed in the packets. Recorder Burris explained that the City has one debt service loan in the amount of \$600,000 which was borrowed at 3.88% interest. She said the interest payments are approximately \$2,000 per month with no penalty for an early payoff. She reported that the City has two CD's, one which was set up as a savings account in the amount of \$665,000 and another for \$750,000 which is General Fund revenue. She said that if the Board wanted to pay off the loan, her recommendation would be to use General Fund revenue. Commissioner Adams said he was not in favor of using cashing in the CD's but would rather wait until Spring to do paving. Recorder Burris noted that there are several projects in the planning stages, i.e., sewers, paving, etc. that are not budgeted items. She also noted a portion of the CD could be cashed in to pay for the Daisy Dallas Road paving. Mayor Shipley said the City Manager has looked into getting the road repaired versus the full paving. City Manager Stulce said hot mix repairs are scheduled to begin soon and recommended repairing two areas of Daisy Dallas Road to get through the winter. He said there are numerous roads that need paving and asked that the City prepare a comprehensive paving plan versus a road list. Vice-Mayor Privett said Daisy Dallas Road is one of the most traveled roads in the City being a thoroughfare to Corridor J (Highway 27). He said the road needed to be paved and would vote to pave the entire road. Commissioner Adams said the original plan was to pave from Hixson Street to Gann Road. Vice-Mayor Privett agreed and then made a motion to pave the road with authorization for the City Manager and the Recorder to find the appropriate funding for the project. After discussion it was decided that the project would be from the railroad just north of Hixson Street to Gann Road. The motion was seconded by Commissioner Adams and on roll call vote the ayes were unanimous.

City Manager Stulce reported that he had met with Dick Urban, TDEC, about Soddy Creek from the Masonic Lodge down to Dayton Pike. Mr. Urban recommended that the City contract with an engineer to do a permanent design of corrective measures and once complete, he would work toward getting the corrections done. He stated that he had contacted Volkert Engineering who is familiar with this type project and again walked the creek with their representatives. Volkert is preparing a cost estimate for their services and once complete he will report back to this Board. He said Mr. Urban also looked at Poe Branch as well as other creeks and tributaries throughout the City. Mr. Urban gave permission to remove debris from any and all streams

provided machinery is kept out of the creek. He provided a set of guidelines of how to do it and what to do with the material removed.

City Manager Stulce said he received a call from TDOT a week after the Miss Tennessee signs were erected saying that the signs had to come down because Highway 27 is a controlled access highway. He said the one at the north end of the City can remain, but the other two will have to be relocated. He asked for suggestions. After discussion it was decided to put these on Dayton Pike at each end of town.

City Manager Stulce asked that the Board select an alternate to the TPO Board who will attend meetings and vote in his absence. Vice-Mayor Privett said he felt it should be paid personnel. He then made a motion to designate City Recorder Burris to this position. The motion was seconded by Commissioner Harmon and the motion carried unanimously.

City Manager Stulce read a letter from Cathy Loftis, Coordinator of the Christmas Parade for the past eight years. She declined to chair the parade this year due to scheduling conflicts but offered her assistance. She thanked the City saying it was an honor and privilege to serve in this capacity. Mrs. Loftis was present and the audience applauded her for a job well done. City Manager Stulce said he had asked former Commissioner Patti Skates to coordinate a group of people to plan this year's parade. Ms. Skates prepared some tentative information that was included in the packets and is soliciting input from the Board based on this information. City Manager Stulce asked that the Commission approve an amount not to exceed \$1,500 for costs associated with the parade with the funds to be from the authorized expense line item in the budget. A motion was made by Commissioner Harmon, seconded by Commissioner Adams to approve the request and the ayes were unanimous.

City Manager Stulce presented a request for out of town travel for the Public Works Director to attend the annual conference in Murfreesboro to retain his building official credentials. He gave the estimated cost at \$524 for the three day school. A motion was made by Commissioner Harmon to approve the travel as requested. The motion was seconded by Commissioner Skiles and the ayes were unanimous.

City Manager Stulce gave another request for purchase from the authorized expense line item that being the purchase of fireworks for July 4<sup>th</sup>. He explained that if the order was placed now for the same program as last year, the cost is locked in at the same price. A 20% deposit is required by January 1<sup>st</sup>. Commissioner Adams made a motion to approve the purchase and deposit. The motion was seconded by Commissioner Harmon and the motion carried unanimously.

City Manager Stulce said at budget time the uniform allowance for dispatchers was eliminated. He said he did not want this re-instituted, but asked that approval be given the purchase of uniforms selected by the Communications Supervisor and Police Chief. He gave the estimated cost at \$1,800 for five full time and two

part-time employees. Vice-Mayor Privett said uniform allowance has been provided for many years and the employees failed to wear a uniform. City Manager Stulce said this would not be an option and guidelines have already been prepared. Vice-Mayor Privett said he wanted the wearing of a uniform part of the policy. A motion was made by Commissioner Harmon to approve the purchase. The motion was seconded by Vice-Mayor Privett and the motion carried.

City Manager Stulce asked for authorization to obtain pricing for tree removal at various locations in the City at an amount not exceed \$3,500, using the lowest quote and person qualified. A motion was made by Commissioner Harmon and seconded by Commissioner Adams to approve the request. The ayes were unanimous.

City Manager Stulce asked for permission to solicit quotes for the removal of a house on Igou Ferry Road. This house was condemned, but the owner hasn't removed the house requiring the City to have the house torn down and place a lien on the property for the cost. He asked for approval of the cost not to exceed \$3,000. Vice-Mayor Privett made a motion to approve the request. The motion was seconded by Commissioner Skiles and the ayes were unanimous.

City Manager Stulce deferred the next purchase request to Rick Anderson, from the IT Department. Mr. Anderson presented a request for purchase of a cabinet to house the server units. He said that an ongoing problem with the servers is heat which is a major enemy to any computer. He noted that the City has an estimated investment of \$53,700 in servers and equipment necessary to maintain the network. This cabinet has an upper and lower air conditioner and he gave the original cost of the cabinet "new" at approximately \$15,100. The City can purchase this unit which is less than two years old for \$3,995. Recorder Burris recommended approval and stated the funding would be from administration's capital outlay. Vice-Mayor Privett made a motion to approve the purchase. The motion was seconded by Commissioner Harmon and the motion carried.

Mr. Anderson requested that a thank you letter be sent to the District Attorney's Office for the donation of a UPS unit donated to the City valued at approximately \$3,000.

There were no reports from the Board other than the announcement of the Pumpkin Fest on Saturday, October 17th.

New Business:

**2009-2010 RESOLUTION NO. 6**  
**A RESOLUTION OF THE CITY OF SODDY-DAISY, TENNESSEE,**  
**HONORING JUDGE DAVID NORTON.**

Mayor Shipley said that Judge Norton had been named "Outstanding Judge of the Year for Hamilton County" by Court Watch Partners, a group who continually evaluates court cases to include the judge's temperament, objectiveness, being instructive, unbiased, being respectful and control of the courtroom. He said

that the City was indeed fortunate to have a person with Judge Norton’s integrity and character. The Board of Commissioners and citizens congratulated Judge Norton at a reception that followed.

ADJOURNMENT 7:49 P.M.

RECORDER SARA BURRIS